

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA**

Rodney J. Ireland, Lester McGillis, Gerald)
DeCoteau, William Carter, Ryan Corman,)
Matthew Graham, Terry Greak, Glenn)
Halton, Robert Hoff, Monte Hojian,)
Jeremy Johnson, Michael Kruk, Garrett)
Loy, Kevette Moore, Cruz Muscha, Darin)
Napier, Paul Oie, Timothy Olpin, Larry)
Rubey, Christopher Simon, Kelly Tanner,)
John Westlie, Robert Lilley, Darl Hehn,)
Oliver Wardlow, Joshua Keeping, Matthew)
Dyer, Travis Wedmore, Kyle Aune,)
Marcus Bartole, Jason Gores, Estel Naser,)
Andrew Olafson, Stanton Quilt, Raymond)
Voisine, Eugene Wegley, David Anderson,)
Eugene Fluge, Robert Beauchamp, Sandy)
Mangelsen, and Eugene Hinson,)

Plaintiffs,)

vs.)

Maggie D. Anderson, Executive Director,)
North Dakota Department of Human)
Services, in her official capacity, Leann)
Bertsch, Director, North Dakota)
Department of Corrections and)
Rehabilitation, in her official capacity,)
State of North Dakota, North Dakota)
Department of Human Services, North)
Dakota Department of Corrections and)
Rehabilitation, North Dakota State)
Hospital, and Dr. Rosalie Etherington,)
Superintendent of the North Dakota State)
Hospital, in her official capacity,)

Defendants.)

Case No. 3:13-cv-3

**SUPPLEMENTAL REPORT
AND RECOMMENDATION**

On August 29, 2016, this court issued a Report and Recommendation on the plaintiffs' motion for class certification. Subsequently, the plaintiffs filed a document captioned "Correction to Plaintiffs' Brief in Support of Class Certification." (Doc. #397).

The correction addresses an interpretation of data concerning the defendants' initiation of petitions for discharge from civil commitment.

The court has reviewed the plaintiffs' brief in support of the motion for class certification, the plaintiffs' recent correction, and its Report and Recommendation. The correction leads to no modification of the August 29, 2016 Report and Recommendation.

Dated this 8th day of September, 2016.

/s/ *Alice R. Senechal*
Alice R. Senechal
United States Magistrate Judge